

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

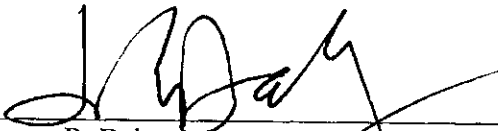
IN RE: PHARMACEUTICAL INDUSTRY)	MDL NO. 1456
AVERAGE WHOLESALE PRICE)	
LITIGATION)	CIVIL ACTION: 01-CV-12257-PBS
)	
)	Judge Patti B. Saris
THIS DOCUMENT RELATES TO)	
ALL ACTIONS)	

**DEFENDANT ABBOTT LABORATORIES' NOTICE OF FILING
SUPPLEMENTAL AFFIDAVIT IN SUPPORT OF DEFENDANTS'
MOTION FOR A PROTECTIVE ORDER**

Defendant Abbott Laboratories ("Abbott") hereby files the accompanying affidavit in response to the Court's recent Order denying in part defendants' Motion for a Protective Order To Maintain the Confidentiality of Portions of the Amended Master Consolidated Complaint, and the Montana and Nevada II Amended Complaints. *See* Docket No. 556. In its Order, the Court identified certain documents titled "2000 Manufacturer Listings of Pharmaceutical Awards" that the Court may be willing to treat as confidential if defendants submitted an affidavit identifying what the listings are, when they were generated, and to whom they were distributed. *Id.* In response to this Order, Abbott, the defendant whose confidential information is contained in the above-identified listings, submits the accompanying affidavit.¹

¹ The Court's Order indicates that if defendants seek to maintain the confidentiality of these documents, "they should supplement with an affidavit within one week." Although dated September 19, 2003, the Court's Order was not entered on the Court's docket or received by Abbott before September 30, 2003. Thus, Abbott submits the accompanying affidavit within one week of September 30, 2003.

Dated: October 7, 2003


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CERTIFICATE OF SERVICE

I, Jeremy P. Cole, hereby certify that on October 7, 2003 I caused a true and correct copy of the foregoing Defendant Abbott Laboratories' Notice of Filing Supplemental Affidavit in support of Defendants' Motion for a Protective Order to be served on all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2 by transmitting a copy to Verilaw Technologies for posting and notification to all parties.

By: 

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